

**To:** Campbell, Rich[Campbell.Rich@epa.gov]  
**Cc:** Chan, Janice[Chan.Janice@epa.gov]  
**From:** Howard Shanker  
**Sent:** Fri 5/16/2014 12:28:29 AM  
**Subject:** FW: ADEQ File Request, CTS323096, Howard Shanker  
REVISED AZCON-80915.pdf

Hi Rich - I received this from ADEQ today (see below). The CGP looks pretty clear to me. That is, Hickman was supposed to have a SWPPP in place prior to filing the NOI, which was generally to be approved by ADEQ before construction began. They filed their initial NOI only after I filed a request to see it - well after the beginning of construction and before they had an SWPPP. They drafted their SWPPP only after I requested it a second time (approximately 4 months after construction began). Construction began in early February. Isn't it a little late to be filing an NOI? Aren't they subject to penalties on a per day of violation basis? Clearly, ADEQ is not going to do anything.

Howard M. Shanker

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**From:** Scott E. Clink [mailto:Clink.Scott@azdeq.gov]  
**Sent:** Thursday, May 15, 2014 10:18 AM  
**To:** Howard Shanker  
**Subject:** FW: ADEQ File Request, CTS323096, Howard Shanker

Hi Howard,

The operator from Hickman Farms submitted to ADEQ a revised Notice of Intent (NOI) on 5/7/14. This information was shared to me by the programs today 5/15/14. I thought I would provide this to you for you to review.

Thank you,

**Scott Clink,** MLIS

**Arizona Department of Environmental Quality**

**Records Management Center**|<http://www.azdeq.gov>

**1110 Washington St., Phoenix, AZ 85007**

**(602) 771-4380 (Records Center) / (602) 771-4389 (Fax)**

**(602) 771-4334 (Direct)**

**From:** Scott E. Clink  
**Sent:** Monday, May 12, 2014 3:35 PM  
**To:** Howard Shanker ([howard@shankerlaw.net](mailto:howard@shankerlaw.net))  
**Subject:** ADEQ File Request, CTS323096, Howard Shanker

Hi Howard,

I'm providing you the Hickman's SWPPP as an attachment. I hope this information helps.

Thank you,

**Scott Clink,**<sub>MLIS</sub>

Arizona Department of Environmental Quality

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